

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72053 of 2025

Arising Out of PS. Case No.-255 Year-2024 Thana- BAIKUNTHPUR District- Gopalganj

Nagendra Singh S/o Late Halimat Singh R/o Village - Sabuli, P.S -
Baikunthpur, District - Gopalganj

... .. Petitioner/s

Versus

1. The State of Bihar
2. X (Symbolic name of the informant / Mother of the Victim) W/o Sanjay Singh R/o Village - Sabuli, P.S - Baikunthpur, District - Gopalganj

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Vikash Kumar Shukla, Advocate
For the Opposite Party/s	:	Mr. Pawan Kumar Chaurasia, APP
For the Informant	:	Mr. Krishnakant Pandey, Advocate

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

6 13-01-2026 Heard learned counsel for the petitioner, learned counsel for the informant and learned APP for the State.

2. The petitioner seeks bail in connection with Baikunthpur P.S. Case No. 255 of 2024 instituted for the offences under Sections 126(2), 351(3), 76 of the Bharatiya Nyaya Sanhita, 2023 and Section 8 of the POCSO Act.

3. Accusation against the petitioner is of trying to sexually assault the informant's minor daughter.

4. Learned counsel for the petitioner submitted that the petitioner has falsely been implicated in the present case. Learned counsel for the petitioner submitted that upon perusal of the statement of the victim recorded under Section 183 of the



BNSS, it appears that this petitioner never established physical relationship with the victim. He further contended that petitioner is of very old age, i.e. 75 years and is suffering from serious old age ailments. It has been submitted on behalf of the petitioner that the petitioner is in custody since 13.05.2025 and has no criminal antecedent.

5. Learned A.P.P. for the State and learned counsel for the informant vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, Section 183 BNSS statement of the victim as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Baikunthpur P.S. Case No. 255 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two



consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(III) If the petitioner tampers with the evidence or the witnesses or threatens the victim or her family members, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Rudra Prakash Mishra, J)

Alok Verma/-

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